

TEMPORARY

NO. 63411-T

**APPLICATION FOR PERMISSION TO CHANGE POINT OF
DIVERSION, MANNER OF USE AND PLACE OF USE OF THE
PUBLIC WATERS OF THE STATE OF NEVADA
HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office SEP 05 1997
 Returned to applicant for correction SEP 30 1997
 Corrected application filed JAN 08 1998
 Map filed JAN 08 1998

The applicant **Barr L.L.C.**, a Nevada Limited Liability Company, hereby make application for permission to change the **Point of Diversion, Place of Use and Manner of Use** of water heretofore appropriated under Permit No. 23092; Certificate No. 7655

1. The source of water is **an underground source**
2. The amount of water to be changed **0.90 cfs**
3. The water to be used for **commercial and domestic purposes**
4. The water heretofore permitted for **irrigation and domestic purposes**
5. The water is to be diverted at the following point **within the Northeast Quarter (NE 1/4) of the Northwest Quarter (NW 1/4) of Section 19, Township 13 South, Range 66 East, M.D.B.&M., Clark County, Nevada or at a point from which the Northeast corner of said Section 19 bears North 88°18' East a distance of 2968 feet.**
6. The existing permitted point of diversion is located within **the Northeast Quarter (NE 1/4) of the Northwest Quarter (NW 1/4) of Section 19, Township 13 South, Range 66 East, M.D.B.&M., Clark County, Nevada or at a point from which the Northeast corner of Section 19 bears North 77°30'00" East a distance of 2,974.00 feet.**
7. Proposed place of use **is the NE1/4 NW1/4, NW1/4 NE1/4, S1/2 NE1/4, N1/2 SE1/4 and the SE1/2 SE1/4 of Section 19, Township 13 South, Range 66 East, M.D.B & M., Clark County, Nevada**
8. Existing place of use **is the NE1/4 NW1/4, NW1/4 NE1/4, S1/2 NE1/4, of Section 19, Township 13 South, Range 66 East, M.D.B. & M., Clark County, Nevada.**
9. Use will be from **January 1st to December 1st** of each year.
10. Use was permitted from **January 1st to December 1st** of each year.
11. Description of proposed works **Well, water pump and six (6) inch water lines to the proposed commercial site**
12. Estimated cost of works **Twenty-Five Thousand Dollars**
13. Estimated time required to construct works **The well was completed under Permit No. 23092 and the commercial area will be developed during next five years**
14. Estimated time required to complete the application of water to beneficial use **seven years**
15. Remarks: **0.90 cfs not to exceed 159.2 acre feet per year will change from irrigation purposes to commercial and domestic purposes to operate a sand and gravel processing plant and precast concrete batch plant. Supplemental Permit No. 56551 Certificate No. 13796**

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will be submitted later this month with an Application to Change the Point of Diversion and Manner of Use

By s/Richard J. Baughman Agent
1210 Hinson Street
Las Vegas, Nevada 89102

Compared lw/cms jr/bk

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This temporary permit to change the point of diversion, place and manner of use of the waters of an underground source as heretofore granted under Permit 23092, Certificate 7655 is issued subject to the terms and conditions imposed in said Permit 23092, Certificate 7655 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

The issuance of this temporary permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on March 11, 1999 at which time all rights herein granted shall revert to the right being changed by this temporary permit.

(CONTINUED ON PAGE 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.90 cubic feet per second, but not to exceed 124.05 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

Proof of completion of work shall be filed before:

Application of water to beneficial use shall be filed on or before:

Proof of the application of water to beneficial use shall be filed on or before:

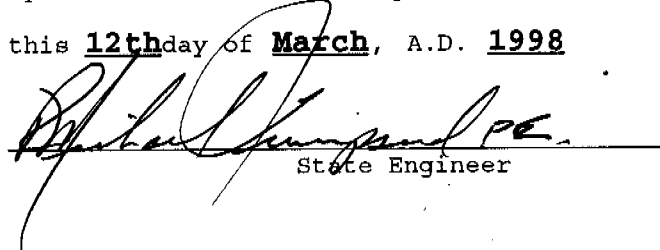
Map in support of proof of beneficial use shall be filed on or before:

TEMPORARY

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,

State Engineer of Nevada, have hereunto set
my hand and the seal of my office,

this 12th day of March, A.D. 1998


State Engineer

EXPIRED

04/11/1998